IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

Criminal Application No. 5957 of 2005

State of Maharashtra . Applicant.

vs

Sahadeo Savata Shinde ..Respondent

Smt. V.R. Bhonsale, Addl. P.P for the Applicant.
Mr Ujwal Agandsurve for the respondent.

CORAM: V.G.PALSHIKAR, Acg, C.J. &
SMT NISHITA MHATRE , J.

DATE: SEPTEMBER 25, 2006

P.C.:

By this application leave to appeal is sought against the order of acquittal. The trial judge has recorded the acquittal under sections 498A and 302 of I.P.C. basically relying on the evidence of the doctor, who during his examination has admitted that in suicidal hanging there may be no profusing blood from ear, mouth and nostrils. He also admitted that during the post mortem of the victim he did not find blood flowing from any part of the face. The acquittal thus based on appreciation of medical evidence cannot be termed as perverse or illegal in any manner.

Hence leave is rejected.